

**CITY OF MIDLAND, TEXAS
BRIEFING SESSION AGENDA
Tuesday, May 8, 2007, 9:00 a.m.
City Hall Conference Room
300 North Loraine
Midland, Texas**

These items, as well as any other items on the regular posted agenda for the City Council Meeting on this date, may be discussed:

1. Discuss the City's Sexual Offenders Follow Up Program and proposal to limit from residing close to public places and facilities

AGENDA FOR CITY COUNCIL MEETING

Tuesday, May 8, 2007 – 10:00 a.m.

Council Chamber – City Hall

The Midland City Council agenda is posted for public notice at least 72 hours prior to the Tuesday meetings. All requests to be placed on the Council agenda by the public must be submitted to the City Manager, in writing, at least one week before the Council meetings. Such written requests must be in sufficient detail to identify the subject matter as well as the contact person who will represent the matter before the Council. The City Council reserves the right to not consider matters over which the City has no jurisdiction.

❖Item related to City Council goals

1. Invocation – Reverend Jonathan Hartzler, Christ Church of Midland
2. Pledge of Allegiance

MISCELLANEOUS

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Presentation of Proclamation to Neil Dufford for being the Texas Association of Private and Parochial Schools (TAPPS) 3-A Golf medalist.
 - b. Presentation of a Proclamation for Drinking Water Week and Water Professionals Week.
 - c. Presentation to City Council from a Texas Round Up representative and recognition of the City of Midland winners of this year's competition.

CONSENT AGENDA

4. Consider a motion approving minutes of the April 24, 2007 City Council Meeting.

APPROVED

5. Receive for information and discussion the Second Quarter Fiscal Year 2006-2007 Investment Report.

APPROVED

6. Consider a resolution authorizing the execution of a one (1) year contract for yard waste mulching services.

APPROVED

7. Consider a resolution authorizing the purchase of four (4) refuse collection bodies for the Solid Waste Department.

APPROVED

8. Consider a resolution authorizing the purchase of two-thousand (2,000) tons of cold mix paving material for the Transportation Division; said purchase was not bid but rather made through the Texas Building and Procurement Commission pursuant to Chapter 791 of the Texas Government Code.

APPROVED

9. Consider a resolution authorizing the execution of an advanced funding agreement with the Texas Department of Transportation for the Northgate Addition, Section 22, Developer Agreement Project, Project 8783.

APPROVED

10. Consider a resolution approving plans and specifications and authorizing advertisement for bids for the combined Community Development Block Grant Neighborhood Street Paving and Drainage Improvements Project (Project CD-33/8780) and the Wadley Avenue Paving and Drainage Improvements Project (Project Number 408/8797).

APPROVED

11. Consider a resolution authorizing the execution of a public improvement development agreement with Brighton Country Land Development, LLC, for Greathouse Addition, Section 6, City and County of Midland, Texas; and allocating funds therefor; said agreement being authorized by Section 395.081 of the Texas Local Government Code.

APPROVED

12. Consider a resolution authorizing the City Manager to apply for Texas Department of Transportation Safe Routes to School Program Funds to improve children's safety in and around schools.

APPROVED

13. Consider a resolution authorizing the execution of an agreement for the temporary closure of state right of way with the State of Texas for use of a state owned highway, including Spur 269 between Main Street and Colorado Street, for the purpose of the Mex-Tex Family Fiesta and concert special event.

APPROVED

14. Consider a resolution authorizing the execution of an agreement with John A. Urby for professional services.

APPROVED

15. Consider a resolution authorizing the execution of an extension contract with City of Midland Aquatics, Incorporated, of Midland, Texas, for management of the City of Midland's public swimming pools.

APPROVED

SECOND READINGS

16. Consider an ordinance on second reading on a request by Daniel M. Norris for a Planned District Site Plan Review on Lot 18, Block 9, Northwood Addition, Section 7, City and County of Midland, Texas. (Generally located on the southeast corner of the intersection of N. Midland Drive and Mamies Circle.)

APPROVED

17. Consider an ordinance on second reading vacating a 1,585 square foot portion of the 10 foot wide utility easement located in Lot 2, Block 1, Trinity Towers Manor, Section 2, City and County of Midland, Texas. (Generally located on the east of Helen Greathouse Circle and north of Manor Village Circle.)

APPROVED

18. Consider an ordinance on second reading of the City of Midland amending the official municipal budget for Fiscal Year 2006-2007.

APPROVED

PUBLIC HEARINGS

19. At 11:00 a.m. hold a public hearing and consider an ordinance on a request by Cracker Barrel Old Country Store, Inc. for a Planned District Site Plan Review on Lots 8 and 9, Block 27, Wydewood Estate, Section 26, City and County of Midland, Texas. (Generally located on the northeast corner of the intersection of N. Loop 250 West and Preston Drive.)

APPROVED

20. At 11:03 a.m. hold a public hearing and consider a resolution on a request by The Ranch for a Temporary Land Use Permit for an outdoor amusement function on a portion of the Common Area of Block 11A, Fairway Park Addition, Section 3, City and County of Midland, Texas. (Generally located on the east side of N. Big Spring Street approximately 1,000 feet south of Loop 250 North.)

APPROVED

21. At 11:06 a.m. hold a public hearing and consider an ordinance on a city-initiated request to amend Section 11-1-7(k) regarding building over a platted lot line.

APPROVED

22. At 11:09 a.m. hold a public hearing on a city-initiated request to adopt the Downtown Plan.

APPROVED

23. At 11:12 a.m. hold a public hearing and consider an ordinance on a request by Commercial State Bank for a Planned District Site Plan Review on Lots 2A & 3A, Block 11, Kimber-Lea, Twelfth Section, City and County of Midland, Texas. (Generally located on the east side of N. Midkiff Road, approximately 470 feet north of Maxwell Drive.)

APPROVED

24. At 11:15 a.m. hold a public hearing and consider a resolution on a request by Premium Spas for a Temporary Land Use Permit for a Tent Sale on Lot 1, Block 17, Skyline Terrace, Unit 2, City and County of Midland, Texas. (Generally located near the southwest corner of W. Loop 250 North and N. Midkiff Road.)

APPROVED

25. At 11:18 a.m. hold a public hearing and consider a resolution on a request by Derek Hatfield for a Temporary Land Use Permit for an outdoor amusement function on the east 90 feet of Lots 5 & 6, Block 20, Original Town, City and

County of Midland, Texas. (Generally located on the northwest corner of E. Illinois Avenue and N. Terrell Street.)

APPROVED

26. At 7:00 p.m. hold a public hearing on the 2007/2008 Community Development Block Grant Program.

WAS NOT HELD DUE TO LACK OF QUORUM

COMMUNITY SERVICES

27. Consider a resolution authorizing the execution of a contract with Alldredge Gardens, L.P., of Midland, Texas, for turf and landscape maintenance for the Parks Division.

APPROVED

DEVELOPMENT SERVICES

28. Consider an ordinance vacating and abandoning the 10 foot by 150 foot portion of Pecos Street right-of-way adjoining Lots 10, 11 & 12, Block 58, Original Town, City and County of Midland, Texas; adopting the appraisal by the City Manager of \$6,000.00; and ordering recordation by the City Secretary.

APPROVED

29. Consider an ordinance establishing an authorized emergency vehicle only parking zone on the south side of a portion of Ohio Avenue; declaring any vehicle in violation of the provisions of this ordinance a nuisance and providing for the removal of same; authorizing appropriate signs and markings; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication.

APPROVED

MISCELLANEOUS

30. Consider an ordinance amending the official municipal budget for Fiscal Year 2006-2007.

APPROVED

31. Consider a motion making appointments to various Boards and Commissions.

NONE

32. Recess to 701 North Fort Worth to hold an open house for the Midland Community Development Corporation's warehouse.
33. Recess to the conference room for lunch.
34. Pursuant to Texas Government Code §551.101, the Council will hold an Executive Session which is closed to the public to discuss the following matters as permitted under the following Texas Government Code Sections:

Respectfully submitted,

Rick Menchaca
City Manager